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Prosecution's Docket No. U 011415-0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: John Walker, et al
Serial No.: 08/913,430 Group No.: 1645
Filed: December 9, 1997 Examiner.: Rodney P. Swartz
For: ANTIGEN COMPOSITION AGAINST MYCOPLASMA

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RESPONSE UNDER
37 C.F.R. 1.116
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EXAMINING GROUP
1645

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In re application of: JOHN WALKER, et al.

Serial No.: 08/913,430

Group No.: 1645

Filed: December 9, 1997

Examiner.: Rodney P. Swartz

For: ANTIGEN COMPOSITION AGAINST MYCOPLASMA

Attorney Docket No.: U 011415-0

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sirs:

REQUEST FOR REFUND

Deposit Account 1230425 was charged \$410.00 (large entity) for extension within second month (Fee Code 1252) on September 2, 2003 (REF TXT 08913430).

However, The Official Action mailed on March 12, 2003 was premature insofar as Applicants filed a CPA application without payment of the filing fee. A Notice of Missing Parts should have issued rather than an Office Action and our response of August 12, 2003 requested that the Office Action be vacated and the Notice to File Missing Parts be issued.

CERTIFICATE OF MAILING (37 CFR 1.8a)

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Date: March 10, 2004

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On October 9, 2003 the Patent Office vacated the office action of March 12, 2003
and enclosed the requested Notice of Missing Parts.

2007 MAR 17 PM 4:40

Therefore, refund by credit to Deposit Account 12-0425 of the two month
extension fee is requested.

Respectfully submitted,

Clifford J. Mass
By Gary Gort
Reg No

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